

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

TZVI WEISS, et al.,

Plaintiffs,

- against -

NATIONAL WESTMINSTER BANK PLC,

Defendant.

Case No. 05-cv-4622 (DLI) (MDG)

NATAN APPLEBAUM, et al.,

Plaintiffs,

- against -

NATIONAL WESTMINSTER BANK PLC,

Defendant.

Case No. 07-cv-916 (DLI) (MDG)

Oral Argument Requested

**NOTICE OF MOTION OF DEFENDANT NATIONAL WESTMINSTER BANK PLC
FOR AN ORDER DISMISSING PLAINTIFFS' CLAIMS OR, ALTERNATIVELY,
FOR SUMMARY JUDGMENT**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law of Defendant National Westminster Bank Plc in Support of Its Motion for an Order Dismissing Plaintiffs' Claims or, Alternatively, for Summary Judgment, National Westminster Bank Plc's Statement of Material Facts as to Which There Is No Genuine Issue Pursuant to Local Civil Rule 56.1, dated December 7, 2011 [Weiss ECF No. 266], the Declaration of Valerie Schuster, dated December 7, 2011, and the exhibits submitted therewith [Weiss ECF No. 267], and the Declaration of Stephanie D. Sado, dated February 29, 2012, and the exhibits submitted therewith [Weiss ECF No. 277], and all of the prior pleadings and proceedings herein, Defendant National

Westminster Bank Plc (“NatWest”), by and through its undersigned attorneys, will move this Court before the Honorable Dora L. Irizarry, U.S.D.J., at the United States Courthouse, 225 Cadman Plaza East, Brooklyn, New York 11201, at a date and time to be determined by the Court, for an Order pursuant to Federal Rules of Civil Procedure 12(b)(2) and 56(a) granting NatWest’s motion for an order dismissing plaintiffs’ claims or, alternatively, for summary judgment, and for such other and further relief as the Court may deem just and proper.

Dated: New York, New York
November 12, 2014

Respectfully submitted,

CLEARY GOTTlieb STEEN & HAMILTON LLP

By: 

Lawrence B. Friedman, A Member of the Firm
One Liberty Plaza
New York, New York 10006
(212) 225-2000

Attorneys for Defendant National Westminster Bank Plc